

# Order

Michigan Supreme Court  
Lansing, Michigan

October 1, 2014

Robert P. Young, Jr.,  
Chief Justice

148274 & (34)

Michael F. Cavanagh  
Stephen J. Markman  
Mary Beth Kelly  
Brian K. Zahra  
Bridget M. McCormack  
David F. Viviano,  
Justices

PEOPLE OF THE STATE OF MICHIGAN,  
Plaintiff-Appellee,

v

SC: 148274  
COA: 313548  
Chippewa CC: 10-000378-FC

DARRIN SCOTT LAPINE,  
Defendant-Appellant.

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On order of the Court, the “motion for immediate consideration to obtain/transfer the Court of Appeals file and video to the Supreme Court for full review” is DENIED as moot because the Court has already received those items. The application for leave to appeal the October 23, 2013 order of the Court of Appeals is considered. We DIRECT the Chippewa County Prosecuting Attorney to answer the application for leave to appeal within 28 days after the date of this order. The prosecutor shall address the defendant’s assertion that the state courts lacked subject matter jurisdiction in this case because he is Indian and the sentencing offenses occurred within the jurisdiction of the federal government or the Bay Mills Indian Community.

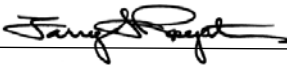
The application for leave to appeal remains pending.



p0924

I, Larry S. Royster, Clerk of the Michigan Supreme Court, certify that the foregoing is a true and complete copy of the order entered at the direction of the Court.

October 1, 2014

  
Clerk